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10 Attorneys for Defendants  
11 SEAVIEW INSURANCE COMPANY  
12 and TWO JINN, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN FRANCISCO DIVISION

16 STEVEN BREAUX, individually and on  
17 behalf of all other similar situated individuals,

18 Plaintiff,

19 v.

20 ACCREDITED SURETY AND CASUALTY  
21 COMPANY, AEGIS SECURITY  
22 INSURANCE COMPANY, ALLEGHENY  
23 CASUALTY COMPANY, AMERICAN  
24 CONTRACTORS INDEMNITY  
25 COMPANY, AMERICAN SURETY  
26 COMPANY, ASSOCIATED BOND AND  
27 INSURANCE AGENCY, INC., BANKERS  
28 AGENCY, INC., BANKERS INSURANCE  
COMPANY, BOND SAFEGUARD  
INSURANCE COMPANY, CRUM &  
FORSTER INDEMNITY COMPANY,  
DANIELSON NATIONAL INSURANCE  
COMPANY, FINANCIAL CASUALTY &  
SURETY, INC., HARCO NATIONAL  
INSURANCE COMPANY, INDIANA

Case No. 3:19-cv-00717-JST

**CLASS ACTION**

**DECLARATION JON F. CIESLAK IN  
SUPPORT OF ADMINISTRATIVE MOTION  
TO CONSIDER WHETHER CASES SHOULD  
BE RELATED**

LOCAL RULE 3-12

Judge: Jon S. Tigar

1 LUMBERMENS MUTUAL INSURANCE  
2 COMPANY, INTERNATIONAL FIDELITY  
3 INSURANCE COMPANY, LEXINGTON  
4 NATIONAL INSURANCE  
5 CORPORATION, LEXON INSURANCE  
6 COMPANY, NATIONAL AMERICAN  
7 INSURANCE COMPANY, NORTH RIVER  
8 INSURANCE COMPANY,  
9 PHILADELPHIA REINSURANCE  
10 CORPORATION, SAFETY FIRST  
11 INSURANCE COMPANY, SEAVIEW  
12 INSURANCE COMPANY, SENECA  
13 INSURANCE COMPANY, STILLWATER  
14 PROPERTY AND CASUALTY  
INSURANCE COMPANY, SUN SURETY  
INSURANCE COMPANY, UNITED  
STATES FIRE INSURANCE COMPANY,  
UNIVERSAL FIRE & INSURANCE  
COMPANY, CONTINENTAL HERITAGE  
INSURANCE COMPANY,  
WILLIAMSBURG NATIONAL  
INSURANCE COMPANY, TWO JINN,  
INC., AMERICAN BAIL COALITION,  
INC., CALIFORNIA BAIL AGENTS  
ASSOCIATION, AND GOLDEN STATE  
BAIL AGENTS ASSOCIATION, AND  
DOES 1-100,

Defendants.

I, Jon F. Cieslak, declare:

1. I am an attorney duly licensed to practice law in the State of California and am an associate with the firm of Cooley LLP, counsel of record for Defendants Seaview Insurance Company and Two Jinn, Inc. (collectively, “Defendants”) in this action. I have personal knowledge of the facts set forth herein, and, if called as a witness, I could and would competently testify thereto.

2. On January 29, 2019, plaintiffs Shonetta Crain and Kira Serna (“Plaintiffs”) commenced a class action in the Superior Court of the State of California for the County of Alameda, entitled *Crain, et al. v. Accredited Surety and Casualty Company, et al.* (Case No. RG 19004509) (the “*Crain* action”). A true and correct copy of the Complaint filed in the state court is attached hereto as Exhibit A.


1           3.       A true and correct copy of the Complaint filed in this above-entitled action is attached  
2 as Exhibit B.

3           4.       On March 8, 2019, Defendants removed the *Crain* action to the Norther District of  
4 California. A true and correct copy of the Notice of Removal is attached hereto as Exhibit C.

5           5.       On Mach 11, 2019, the *Crain* action was assigned to Magistrate Judge Thomas Hixon.  
6 A true and correct copy of the electronic filing notice of the Notice of Case Assignment is attached as  
7 Exhibit D. A true and correct copy of the Order Setting Initial Case Management Conference is  
8 attached as Exhibit E.

9           6.       Prior to the filing of Defendants' instant Administrative Motion to Consider Whether  
10 Cases Should Be Related ("Administrative Motion"), Defendants conferred with Plaintiffs' lead  
11 counsel in the *Crain* action. Plaintiffs' counsel agree that the cases should be deemed related and do  
12 not dispute Defendants' Administrative Motion.

13  
14           I declare under penalty of perjury under the laws of the United States of America that the  
15 foregoing is true and correct. Executed on March 12, 2019 in San Diego, California.

16  
17   
18 Jon F. Cieslak